



Patent
Attorney Docket No. 033679-040

MAIL STOP/AFTER FINAL

In re Patent Application of
Kenneth G. Noggle
Application No.: 09/782,915
Filing Date: February 13, 2001
Title: CUTTING TOOL ADJUSTMENT DEVICE

Group Art Unit: 3722
Examiner: Dana Ross
Confirmation No.: 3193

AMENDMENT/REPLY TRANSMITTAL LETTER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Enclosed is a reply for the above-identified patent application.

☒ A Petition for Extension of Time is also enclosed.

☐ Terminal Disclaimer(s) and the ☐ \$65.00 (2814) ☐ \$130.00 (1814) fee per
Disclaimer due under 37 C.F.R. § 1.20(d) are also enclosed.

☐ Also enclosed is/are _____

☐ Small entity status is hereby claimed.

☐ Applicant(s) requests continued examination under 37 C.F.R. § 1.114 and enclose the
☐ \$395.00 (2801) ☐ \$790.00 (1801) fee due under 37 C.F.R. § 1.17(e).

☐ Applicant(s) requests that any previously unentered after final amendments not be entered.
Continued examination is requested based on the enclosed documents identified above.

☐ Applicant(s) previously submitted _____

on _____
for which continued examination is requested.

☐ Applicant(s) requests suspension of action by the Office until at least _____,
which does not exceed three months from the filing of this RCE, in accordance with 37 C.F.R.
§ 1.103(c). The required fee under 37 C.F.R. § 1.17(i) is enclosed.

☐ A Request for Entry and Consideration of Submission under 37 C.F.R. § 1.129(a) (1809/2809) is also
enclosed.

- ☒ No additional claim fee is required.
- ☐ An additional claim fee is required, and is calculated as shown below.

AMENDED CLAIMS					
	No. of Claims	Highest No. of Claims Previously Paid For	Extra Claims	Rate	Additional Fee
Total Claims	20	MINUS 20 =	0	x \$50.00 (1202) =	\$ 0.00
Independent Claims	4	MINUS 4 =	0	x \$200.00 (1201) =	\$ 0.00
If Amendment adds multiple dependent claims, add \$360.00 (1203)					
Total Claim Amendment Fee					\$ 0.00
<input type="checkbox"/> Small Entity Status claimed - subtract 50% of Total Claim Amendment Fee					\$ 0.00
TOTAL ADDITIONAL CLAIM FEE DUE FOR THIS AMENDMENT					\$ 0.00

- ☐ A check in the amount of _____ is enclosed for the fee due.
- ☐ Charge _____ to Deposit Account No. 02-4800.
- ☐ Charge _____ to credit card. Form PTO-2038 is attached.

The Director is hereby authorized to charge any appropriate fees under 37 C.F.R. §§ 1.16, 1.17, 1.20(d) and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 02-4800. This paper is submitted in duplicate.

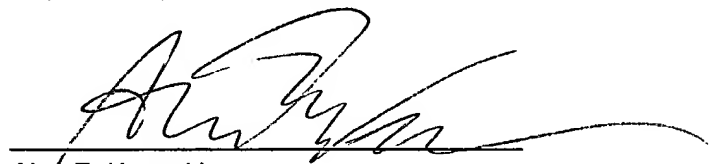
Respectfully submitted,

BURNS, DOANE, SWECKER & MATHIS, L.L.P.

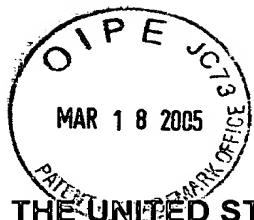
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Date: March 18, 2005

By



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Patent
Attorney's Docket No. 033679-040

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of)	MAIL STOP/AF
Kenneth G. NOGGLE)	Group Art Unit: 3722
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Filed: February 13, 2001)	Confirmation No.: 3193
For: CUTTING TOOL ADJUSTMENT)	
DEVICE)	

REQUEST FOR RECONSIDERATION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Final Rejection dated November 18, 2004, reconsideration of claims 1-7 in the subject patent application is requested.

Page 5 of the final rejection made reference to Applicant's arguments set forth in the appeal brief, by asserting that:

"Examiner disagrees with Applicant's assertion that "the ability to achieve sensitive accurate adjustment of the cutting ... would be destroyed if Basteck's wedging device were directly attached to the holder". Applicant asserts that "the head of the wedging device would apply a downward axial force to the stop pin, tending to axially displace the stop pin downwardly".

Applicant appears to be arguing a scenario where Basteck's wedge device is screwed to the point that the intermediate component of Basteck is pushed beyond its intended use of adjusting an insert."

The point which applicant was attempting to make was that Basteck's invention relates to the ability to make very sensitive adjustments of the cutter which is accomplished in that axial movement of the screw 37 is converted directly into radial movement of the pin head. That is, the operator knows that a certain turning of the screw will result in a predictable displacement of the insert.